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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SMIDT ET AL.	Examiner:	J. PAHNG
Serial No.:	11/783,339	Group Art Unit:	3725
Filed:	FEBRUARY 20, 2004	Docket:	10646.399US01
Confirmation No.:	6914	Due Date:	NOVEMBER 26, 2007
Title:	APPARATUS AND METHOD FOR SUPPORTING A REMOVABLE ANVIL		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Appeal Brief-Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on November 2, 2007.

By:

Name: Carla J. Catalano

Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Communication
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Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

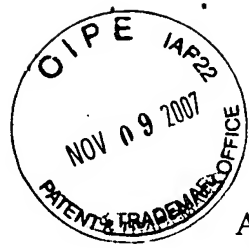
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Name: Carla J. Catalano

COMMUNICATION

Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sirs:

Applicants received a Notification of Non-Compliant Appeal Brief dated October 26, 2007. The Notification indicated that the brief did not contain a concise statement of each ground of rejection presented for review or an argument under a separate heading for each ground of rejection on appeal. In an explanation section, the Notification stated that the grounds of rejection and arguments sections are inconsistent with the Final Rejection regarding the 102b and 103a rejections.

Applicants respectfully note that a concise statement of each rejection presented for review is provided on page 9 of Applicants' Appeal Brief. In particular, Applicants are presenting for review whether or not "claims 12 and 28 are anticipated under 35 U.S.C. §102(b) by Verhelf et al. (U.S. Patent 6,843,435)." This rejection of claims 12 and 28 under 35 U.S.C. §102(b) is consistent with the rejection noted on page 2 of the Final Office Action dated May 17, 2007.

It is further noted that while the Final Office Action includes 103 rejections to other claims, Applicants do not, at this time, wish to present those grounds of rejection for review. Applicants only wish to present for review the §102(b) rejections of independent claims 12 and 28.

It is respectfully submitted that Applicants have provided a concise statement of each ground presented for review, as required under 41.37(C)(1)(vi) (see also MPEP 1205.02). The arguments presented under separate heading on page 10 of Applicants' Appeal Brief similarly comply with the requirement to provide contentions with respect to each ground of rejection presented. (See again MPEP 1205.02.)

In summary, it is believed that Applicants' Appeal Brief is compliant with the requirements of 37 C.R.F. §41.37(C) and withdrawal of this Notification of Non-Compliance is respectfully requested. In the alternative, further explanation of the reasons for the Notification of Non-compliance is requested.

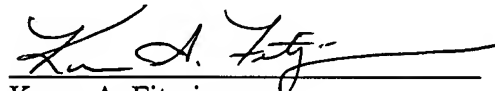
If any further questions arise, the Examiner or Specialist is encouraged to phone Applicants' below-listed representative.



Respectfully submitted,

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Date: November 7, 2007


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